IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29751 of 2008
RAM BABU CHOUDHARY
Versus
STATE OF BIHAR
---

2/ 30/9/2008. Heard learned counsel for the petitioners and learned counsel for the State.

The petitioner is the husband apprehending arrest in a complaint case under Sections- 498A and 379 of I.P.C. and ¾ of D.P. Act.

The submission is that only after the petitioner filed a suit for restitution that the present allegations have been made.

The complaint alleges that cloth was stuffed in the mouth of the complainant when she was assaulted by the petitioner with a bamboo stick.

This Court is not persuaded to grant the privilege of anticipatory bail. The application is rejected.

Notwithstanding the rejection, if there be positive developments in the restitution proceedings under Section-9 of the Hindu Marriage Act, if so advised, the petitioner may renew his prayer for anticipatory bail before this Court.

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KC **( Navin Sinha,J )**